

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Telephone Number Portability)	
)	CC Docket No. 95-116
Request for Stay of Wireless-to-Wireless Porting)	
Obligations filed by Central Texas Telephone)	
Cooperative, Inc., Kaplan Telephone Co., Inc.,)	
Leaco Rural Telephone Cooperative, Inc., and)	
Valley Telephone Cooperative, Inc.)	

ORDER

Adopted: January 25, 2007

Released: January 26, 2007

By the Deputy Chief, Spectrum and Competition Policy Division:

1. In this order, we dismiss as moot the November 4, 2003, Request for Stay of Wireless-to-Wireless Porting Obligations filed by Central Texas Telephone Cooperative, Inc., Kaplan Telephone Co., Inc., Leaco Rural Telephone Cooperative, Inc., and Valley Telephone Cooperative, Inc. (collectively, movants).¹ The movants' petition asked the Commission to stay its October 7, 2003, order addressing wireless-to-wireless porting issues, pending resolution of an appeal of that order that was to be filed with the U.S. Court of Appeals for the District of Columbia Circuit.

2. After filing the motion for stay with the Commission, the movants filed a Petition for Review of the October 7th Order with the U.S. Court of Appeals for the District of Columbia Circuit. On March 11, 2005, the court issued a decision denying the movants' Petition for Review.² In view of the court's resolution of the movants' appeal, we find that the movants' November 4, 2003, Request for Stay is rendered moot.

¹ Telephone Number Portability, CC Docket No. 95-116, Request for Stay of Wireless-Wireless Porting Obligations from Central Texas Telephone Cooperative, Inc., Kaplan Telephone Company, Inc., Leaco Rural Telephone Cooperative, Inc., and Valley Telephone Cooperative, Inc. (filed Nov. 4, 2003).

² Central Texas Telephone Cooperative, Inc., et al. v. FCC, 402 F.3d 205 (D. C. Cir. 2005).

3. Accordingly, IT IS ORDERED THAT, pursuant to sections 4(i) and 5(c) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 155(c), and the authority delegated pursuant to sections 0.131 and 0.331 of the Commission's rules, 47 C.F.R. §§ 0.131, 0.331, the above-captioned petition filed by Central Texas Telephone Cooperative, Inc., Kaplan Telephone Co., Inc., Leaco Rural Telephone Cooperative, Inc., and Valley Telephone Cooperative, Inc. IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Jeffrey S. Steinberg
Deputy Chief, Spectrum and Competition Policy Division
Wireless Telecommunications Bureau